

REGISTER NOTICE

SAN 2013-24

1. TITLE OF THE REGULATION:

Amend 7 DE Admin. Code 1125, Requirements for Preconstruction Review .

2. BRIEF SYNOPSIS OF THE SUBJECT, SUBSTANCE AND ISSUES:

The Department proposes to revise 7 DE Admin. Code 1125, in Section 1.9, Definitions, under the definition of “Significance”, in the table under (a), to restore the significance level of nitrogen oxides (NOx) of 40 tons per year that was inadvertently removed. This action will bring 7 DE Admin Code 1125 back into agreement with the federal new source review regulation in this regard. The Department will submit this change to the Environmental Protection Agency as a revision to the State Implementation Plan (SIP).

3. POSSIBLE TERMS OF THE AGENCY ACTION: None.

4. STATUTORY BASIS OR LEGAL AUTHORITY TO ACT: 7 Delaware Code, Chapter 60.

5. OTHER REGULATIONS THAT MAY BE AFFECTED BY THE PROPOSAL: None.

6. NOTICE OF PUBLIC COMMENT:

The Department will hold a public hearing on this proposed amendment on Monday October 28, 2013 starting at 6:00 pm in the Richardson and Robbins Building auditorium, located at 89 King’s Highway in Dover. Interested persons may submit comments in writing to Gene Pettingill, Division of Air Quality, 715 Grantham Lane, New Castle DE 19720 and/or statements and testimony may be presented either orally or in writing at the public hearing.

7. PREPARED BY:

Gene Pettingill (302-323-4542)

September 9, 2013